IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Shinichi Ogino

Application No.: 10/808,507   Confirmation No.: 5522

Filed: March 25, 2004   Art Unit: 1795

For: METHOD FOR FORMING COATING FILM   Examiner: Kishor Mayekar

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement dated March 18, 2008, Applicants provisionally **elect Group I, claims 1-12 with traverse**. Applicants also elect the **species covered by claim 9 with traverse**.

Please note that Applicant reserves the right to file divisional applications covering the subject matter of the non-elected claims. Applicant also reserves the right to rejoin any applicable non-elected claims.

Applicants traverse the Restriction Requirement since the examination of the claims of Groups I and II and the examination of the species within claims 6-12 poses no undue burden on the Examiner. Under §803 of the Manual of Patent Examining Procedure, if the search and examination of an entire application can be made without serious burden, the Examiner **must examine it on the merits, even though it includes claims to independent or distinct inventions**. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden.

It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 18-0013, under Order No. KPC-0311 from which the undersigned is authorized to draw.

Date: April 8, 2008

By: /Tomoko Nakajima/
Tomoko Nakajima
Registration No. L0231 (Limited Recognition)
RADER, FISHMAN & GRAUER, PLLC
1233 20th Street, N.W., Suite 501
Washington D.C. 20036
Tel: 202-955-3750
Fax: 202-955-3751
Customer No. 23353